

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISION

DONNIE PARKER d/b/a SPRING CREEK  
RANCH, Individually and on Behalf of All  
Others Similarly Situated,

Plaintiffs,

v.

2:24-CV-078-Z-BV

XCEL ENERGY SERVICES, INC. *et al.*,

Defendants.

**NOTICE**

Before the Court is the parties' Stipulation of Voluntary Dismissal with Prejudice as to Lead Plaintiff ("Stipulation") (ECF No. 56), filed January 3, 2025. The Stipulation is a "stipulation of dismissal signed by all parties who have appeared." FED. R. CIV. P. 41(a)(1)(A)(ii). "Except in special circumstances . . . a voluntary order of dismissal requested by both parties is effective upon filing and does not require the approval of the court." *Ramming v. Nat. Gas Pipeline Co. of Am.*, 390 F.3d 366, 369 n.1 (5th Cir. 2004). Thus, an order of this Court "approving the dismissal is of no consequence." *Meinecke v. H & R Block of Hous.*, 66 F.3d 77, 82 (5th Cir. 1995); *see also Nat'l City Golf Fin. v. Scott*, 899 F.3d 412, 415–16 (5th Cir. 2018) ("A stipulation of dismissal . . . strips the district court of subject-matter jurisdiction."). Therefore, the Court **DIRECTS** the Clerk of the Court to close the case. Lead Plaintiff Donnie Parker is barred from refiling any claims or causes of action against Defendants at a later date arising from the facts of this suit. All other putative class members are not barred from the same.

The Court issues notice accordingly.

January 6, 2025

A handwritten signature in black ink, appearing to read 'Matthew J. Kacsmarik', written over a horizontal line.

MATTHEW J. KACSMARYK  
UNITED STATES DISTRICT JUDGE